

PRD-410
4-83

CASE

NUMBER:

99-178

INDEX FOR CASE: 99-178
SPANISH COVE SANITATION SYSTEM, INC.
Complaints - Rates
OF DARRELL CLEM

IN THE MATTER OF DARRELL CLEM VS. SPANISH COVE SANITATION,
INC.

SEQ NBR	ENTRY DATE	REMARKS
0001	04/29/99	Application.
0002	05/05/99	Acknowledgement letter.
0003	05/13/99	Order to Satisfy or Answer, answer due from Spanish Cove by 5/26/99.
0004	06/22/99	Order entered; show cause due 7/6
M0001	07/06/99	BRUCE ANDERSON SPANISH COVE SANITATION-RESPONSE TO SHOW CAUSE ORDER
0005	07/29/99	Order scheduling 9/21 hearing; info due 8/30
M0002	08/09/99	DARRELL CLEM CITIZEN-REQUEST FOR INFORMATION IN CASE FILE.
M0003	08/30/99	DARRELL CLEM CITIZEN-COMPLAINT, RATE SCHEDULE, COPIES OF BILLS SHOWING CREDIT GIVEN
M0004	08/31/99	BRUCE ANDERSON SPANISH COVE SANITATION.-RESPONSE TO PREHEARING ORDER
0006	09/13/99	Letter to Darrell Clem enclosing copy of case record.
M0005	09/30/99	SPANISH COVE SANITATION BRUCE ANDERS-STIPULATION OF DISMISSAL
0007	10/01/99	Order continuing hearing to 11/12/99 at 9:00; settlement agreement due 10/11/99.
M0006	10/06/99	CONNIE SEWELL COURT REPORTER-TRANSCRIPT FILED FOR HEARING ON SEPT 21,99
0008	10/13/99	Final Order dismissing complaint with prejudice.

99-178 & 99-179 - SA

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. Addressee's Address
2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Darrell Clem
7600 Country Square Ln.
Louisville, KY 40291

4a. Article Number

Z467 302 289

4b. Service Type

- | | |
|---|---|
| <input type="checkbox"/> Registered | <input checked="" type="checkbox"/> Certified |
| <input type="checkbox"/> Express Mail | <input type="checkbox"/> Insured |
| <input type="checkbox"/> Return Receipt for Merchandise | <input type="checkbox"/> COD |

7. Date of Delivery

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

AFLIC SERVICE COMMISSION
789 COHENKEL LANE
P.O. BOX 615
TRANSPORT, KY 40382



99-118/99-179 - SA

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. Addressee's Address
2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

John Lawson
1622 Huntoon Ave.
Louisville, KY 40215

4a. Article Number

Z 467 302 290

4b. Service Type

- Registered Certified
- Express Mail Insured
- Return Receipt for Merchandise COD

7. Date of Delivery

6-25-95

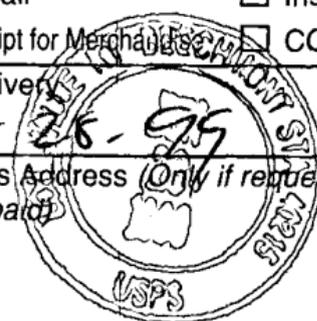
5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X

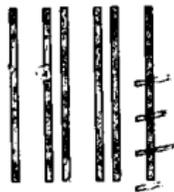
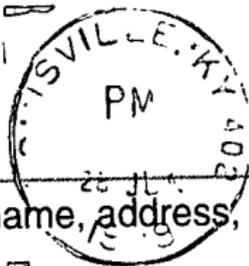
Shirley Lawson

8. Addressee's Address (Only if requested and fee is paid)



Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

PUBLIC SERVICE COMPANY
733 SCHENCK BLVD
P.O. BOX 1003
INDIANAPOLIS, IN 46201



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION

730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KY. 40602
(502) 564-3940

CERTIFICATE OF SERVICE

RE: Case No. 99-178
SPANISH COVE SANITATION SYSTEM, INC.

I, Stephanie Bell, Secretary of the Public Service Commission, hereby certify that the enclosed attested copy of the Commission's Order in the above case was served upon the following by U.S. Mail on October 12, 1999.

Parties of Record:

John Lawson
President
1622 Huntoon Avenue
Louisville, KY. 40214

Darrell Clem
7600 Country Squire Lane
Louisville, KY. 40291

Honorable Bruce Garrett Anderson
Counsel for Spanish Cove Sanitation
Hargadon, Lenihan, Harbolt &
Herrington
713 West Main Street
Louisville, KY. 40202

Stephanie J. Bell
Secretary of the Commission

SB/hv
Enclosure

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

DARRELL CLEM)

COMPLAINANT)

v.)

SPANISH COVE SANITATION SYSTEM, INC.)

DEFENDANT)

CASE NO. 99-178

ORDER

Defendant having satisfied the Complaint to the Complainant's satisfaction and the parties having stipulated to the dismissal of the Complaint, the Commission finds that this matter should be dismissed.

IT IS HEREBY ORDERED that:

1. The Complaint is dismissed with prejudice.
2. This matter is closed and shall be removed from the Commission's docket.

Done at Frankfort, Kentucky, this 12th day of October, 1999.

By the Commission

ATTEST:


Executive Director

COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

IN THE MATTER OF:

DARRELL CLEM

COMPLAINANT

VS.

SPANISH COVE SANITATION SYSTEM, INC.

DEFENDANT

CASE NO. 99-178

AND

DARRELL CLEM

COMPLAINANT

VS.

SPANISH COVE SANITATION SYSTEM, INC.

DEFENDANT

CASE NO. 99-179

FILED

OCT 06 1999

PUBLIC SERVICE
COMMISSION

TRANSCRIPT OF EVIDENCE

DATE OF HEARING: September 21, 1999

APPEARANCES

HON. PAUL SHAPIRO, HEARING OFFICER

HON. GERALD WUETCHER, COUNSEL FOR COMMISSION STAFF

COMPLAINANT:

DARRELL E. CLEM

7600 COUNTRY SQUIRE LANE

LOUISVILLE, KENTUCKY 40291

(NOT REPRESENTED BY COUNSEL)

CONNIE SEWELL

COURT REPORTER

1705 SOUTH BENSON ROAD
FRANKFORT, KENTUCKY 40601

(502) 875-4272

I N D E X

PAGE NO.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Appearances

2

Discussion

4-8

Reporter's Certificate

9

1 HEARING OFFICER SHAPIRO:

2 This is a hearing before the Public Service Commission
3 in the cases of the Complaint of Darrell Clem against
4 Spanish Cove Sanitation. There are two cases, two
5 Complaints, filed. One is Case No. 99-178 and the
6 other one is 99-179, and they essentially deal with the
7 same issues, same factual issues, so we'll treat them
8 as one case, at least for our purposes this morning.
9 Prior to the hearing, Mr. Clem advised the Commission
10 that his attorney and the attorney representing Spanish
11 Cove had reached a settlement agreement which was
12 apparently acceptable to the parties as well. Mr. Clem
13 has an independent action pending in the Jefferson
14 Circuit Court, and the settlement covers both the
15 proceedings here and the proceedings before the
16 Jefferson Circuit Court. Under the terms of that
17 agreement, as conveyed to us, Mr. Clem has agreed to
18 dismiss the action here and dismiss the action in
19 Circuit Court and the defendant, Spanish Cove, has
20 agreed to pay him an amount in settlement of those
21 pending actions. We're convened here this morning,
22 and, Mr. Clem, you're present; is that correct?

23 MR. CLEM:

24 Yes.
25

1 HEARING OFFICER SHAPIRO:

2 Would you give us your full name?

3 MR. CLEM:

4 Darrell E. Clem.

5 HEARING OFFICER SHAPIRO:

6 And what's your address, Mr. Clem?

7 MR. CLEM:

8 It's 7600 Country Squire Lane, Louisville, Kentucky
9 40291.

10 HEARING OFFICER SHAPIRO:

11 And you've heard what I've just recounted for the
12 record. Do you verify that all of that is accurate?

13 MR. CLEM:

14 Yes, sir.

15 HEARING OFFICER SHAPIRO:

16 In view of what's been represented to us, both by Mr.
17 Clem and by Mr. Bruce Anderson, who represents Spanish
18 Cove and is their attorney of record in these
19 proceedings, we will continue the hearing generally to
20 allow the parties to complete their settlement
21 negotiations and then take whatever action they deem
22 appropriate to resolve the issues before this
23 Commission. Do you have anything you wish to add, Mr.
24 Wuetcher?

25

1 MR. WUETCHER:

2 Just two points, Your Honor. Your Honor had stated
3 that Mr. Clem had brought an action in Jefferson
4 Circuit Court and actually Spanish Cove, the defendant,
5 had brought an action against Mr. Clem in Jefferson
6 District Court.

7 HEARING OFFICER SHAPIRO:

8 Oh! Is it Jefferson District Court? Is that correct?

9 MR. CLEM:

10 Yes, sir.

11 HEARING OFFICER SHAPIRO:

12 Okay. In any event, the agreement covers all
13 proceedings; is that right?

14 MR. CLEM:

15 Yes, sir.

16 HEARING OFFICER SHAPIRO:

17 Okay. Anything further you'd like to add at this time?

18 MR. CLEM:

19 I just want to make sure that this is not brought back
20 up. This guy, for the last five years, has been a
21 nightmare to me and to everybody in that area.

22 HEARING OFFICER SHAPIRO:

23 Well, what I was going to say is that will be between
24 you and your attorney and the attorney representing
25 Spanish Cove. All we can do at this point is continue

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

this hearing and allow you all to work it out. If the settlement falls through, then, obviously, you have the right to pursue this Complaint as well as they have the right to pursue their Complaint in District Court.

Okay?

MR. CLEM:

Okay.

HEARING OFFICER SHAPIRO:

The hearing is continued generally and we're adjourned.

MR. CLEM:

Okay. Thank you.

OFF THE RECORD

HEARING OFFICER SHAPIRO:

It has been brought to my attention that, in order for us to maintain the docket properly, it's Commission policy that we have to put some dates in here that the actions will be taken by. So this matter will be continued generally, but, if we receive nothing from the parties within 20 days, then it will be redocketed for hearing.

MR. CLEM:

Okay.

HEARING OFFICER SHAPIRO:

This will conclude the hearing.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

MR. CLEM:

Okay. Thank you.

HEARING ADJOURNED
OFF THE RECORD

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

STATE OF KENTUCKY
COUNTY OF FRANKLIN

I, Connie Sewell, the undersigned Notary Public, in and for the State of Kentucky at Large, do hereby certify the foregoing transcript is a complete and accurate transcript, to the best of my ability, of the hearing taken down by me in this matter, as styled on the first page of this transcript; that said hearing was first taken down by me in shorthand and mechanically recorded and later transcribed under my supervision.

My commission will expire November 19, 2001.

Given under my hand at Frankfort, Kentucky, this the 4th day of October, 1999.

Connie Sewell

Connie Sewell, Notary Public
State of Kentucky at Large
1705 South Benson Road
Frankfort, Kentucky 40601
Phone: (502) 875-4272



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION

730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KY. 40602
(502) 564-3940

October 1, 1999

John Lawson
President
1622 Huntoon Avenue
Louisville, KY. 40214

Darrell Clem
5428 Del Maria Way
Louisville, KY. 40291

Honorable Bruce Garrett Anderson
Counsel for Spanish Cove Sanitation
Hargadon, Lenihan, Harbolt &
Herrington
713 West Main Street
Louisville, KY. 40202

RE: Case No. 99-178

We enclose one attested copy of the Commission's Order in
the above case.

Sincerely,

Stephanie Bell

Stephanie Bell
Secretary of the Commission

SB/hv
Enclosure

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

DARRELL CLEM)
)
) COMPLAINT)
 v.)
) CASE NO. 99-178
)
) SPANISH COVE SANITATION SYSTEM, INC.)
)
) DEFENDANT)
)

ORDER

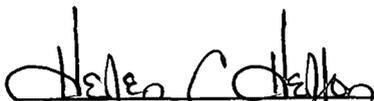
The parties having advised the Commission that they have reached agreement on the matters in dispute and that they require time to commit such agreement to writing, the Commission, on its own motion, HEREBY ORDERS that:

1. The hearing in this matter is continued to November 12, 1999 at 9:00 a.m., Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.
2. The parties shall on or before October 11, 1999 file with the Commission their written settlement agreement.

Done at Frankfort, Kentucky, this 1st day of October, 1999.

By the Commission

ATTEST:


Executive Director

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED
SEP 30 1999
PUBLIC SERVICE
COMMISSION

In the Matter of:

DARRELL CLEM)

COMPLAINANT)

v.)

SPANISH COVE SANITATION, INC.)

DEFENDANT)

CASE NO. 99-179

CASE NO. 99-178

STIPULATION OF DISMISSAL

Comes Spanish Cove Sanitation, Inc., by counsel, and Darrell Clem, and hereby stipulate and agree as follows:

1. Darrell Clem has previously obtained a credit on his account with Spanish Cove, as set forth in the records of the Louisville Water Company, and there are no further sums due between the parties under case number 99-179;

2. Spanish Cove, while admitting no error in its billing, agrees to pay the sum of \$100.00 to Darrell Clem to resolve the issues set forth in Case Number 99-178;

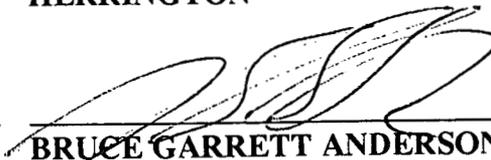
3. The parties further agree to the dismissal, with prejudice, of these actions set forth hereinabove, with each party to bear its own costs.

HARGADON, LENIHAN, HARBOLT & HERRINGTON
ATTORNEYS AT LAW
719 WEST MAIN STREET
LOUISVILLE, KENTUCKY 40202

HARGADON, LENIHAN, HARBOLT &
HERRINGTON



DARRELL CLEM
7600 Country Squire Lane
Louisville, KY 40291
COMPLAINANT



BRUCE GARRETT ANDERSON
713 West Main Street
Louisville, KY 40202
Tel: (502) 583-9701
COUNSEL FOR SPANISH COVE
SANITATION, INC.

HARGADON, LENIHAN, HARBOLT & HERRINGTON
ATTORNEYS AT LAW
713 WEST MAIN STREET
LOUISVILLE, KENTUCKY 40202

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED
AUG 31 1999
PUBLIC SERVICE
COMMISSION

In the Matter of:

DARRELL CLEM)

COMPLAINANT)

v.)

SPANISH COVE SANITATION, INC.)

DEFENDANT)

CASE NO. 99-179

CASE NO. 99-178

HARGADON, LENIHAN, HARBOLT & HERRINGTON
ATTORNEYS AT LAW
719 WEST MAIN STREET
LOUISVILLE, KENTUCKY 40202

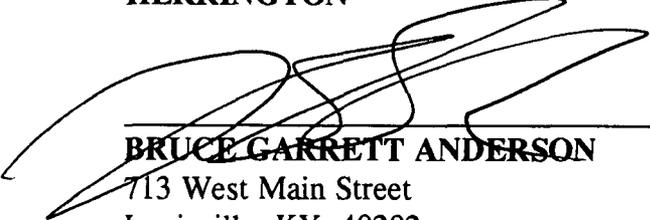
RESPONSE TO PREHEARING ORDER

Comes Spanish Cove Sanitation, Inc., by counsel, and in response to the Commission's Prehearing Order, hereby states as follows:

1. John Lawson, principal stockholder and president, of Spanish Cove Sanitation, Inc., (SCSI), will testify that all charges were proper and within the tarrified rates of the Defendant.
2. All of the documentary evidence was previously filed with the Commission in the prior case, and/or is attached hereto.
3. Defendant reserves the right to call any and all witnesses and introduce any and all evidence for impeachment, rebuttal and/or if called or introduced by the opposing party.

Respectfully submitted,

**HARGADON, LENIHAN, HARBOLT &
HERRINGTON**



BRUCE GARRETT ANDERSON

713 West Main Street
Louisville, KY 40202

Tel: (502) 583-9701

COUNSEL FOR SPANISH COVE
SANITATION, INC.

CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that a true and correct copy of the foregoing was mailed by U.S. Mail, postage prepaid, this 27th day of July, 1999, to the following:

Public Service Commission
P.O. Box 615
730 Schenkel Lane
Frankfort, KY 40602

Darrell Clem
7600 Country Squire Lane
Louisville, KY 40291



BRUCE GARRETT ANDERSON

RECEIVED
AUG 30 1999
PUBLIC SERVICE
COMMISSION

Darrell Clem
7600 Country Squire Lane
Louisville, Ky. 40291

Kentucky Public Service Commission
P.O. Box 615
Frankfort, Ky. 40602

Re; Case No. 99-178
Darrell Clem vs
Spanish Cove Sanitation System, Inc.

Dear Sir/Madam:

Enclosed are copies of the original complainant and documents.

1. Copy of original complainant.
2. Copy of Rate Schedule.
3. Copies of bills showing no credit was given.

Very truly yours,



Darrell Clem

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED
AUG 30 1999
PUBLIC SERVICE
COMMISSION

In the Matter of:

Darrell Clem
(Your Full Name))
COMPLAINANT)
VS.)
Spanish Cove Sanitation, Inc.
(Name of Utility))
DEFENDANT)

C O M P L A I N T

The complaint of Darrell Clem respectfully shows:
(Your Full Name)

(a) Darrell Clem
(Your Full Name)

5428 Del Maria Way, Louisville, Ky. 40291
(Your Address)

(b) Spanish Cove Sanitation, Inc.
(Name of Utility)

(unknown)
(Address of Utility)

(c) That: On April 21, 1997 The Public Service
(Describe here, attaching additional sheets if

Commission order Spanish Cove Sanitation (case No. 96-266)
necessary, the specific act, fully and clearly, or facts

to charge commercial users of less than 12,000
that are the reason and basis for the complaint.)

gallons of water \$14.94 each

Formal Complaint

Darrell Clem
(Your Name)

vs Spanish Cove Sanitation, Inc.
(Utility Name)

Page 2

I did not have my sewer bill adjusted to this amount until the billing period of 10/1 - 12/3, 1997. Enclosed are copies of my billing statements. I never used over 4,000 gallons in a two month period. There are also commercial users in the same situation.

Wherefore, complainant asks I want the amount that
(Specifically state the

was over charged credit to my account
relief desired.)

Dated at Louisville, Kentucky, this 24 day
(Your City)

of April, 1999.
(Month)

Darrell Clem
(Your Signature)

(Name and address of attorney, if any)

Form for filing Rate Schedules

For Community, Town or City

P.S.C. NO. _____

SHEET NO. _____

CANCELLING P.S.C. NO. _____

SHEET NO. _____

Spanish Cove Sanitation
Name of Issuing Corporation
1622 HUNTON AVE
LOUISVILLE KY - 40215

CLASSIFICATION OF SERVICE

	RATE PER UNIT
Monthly Rates:	
Residential	\$14.94
Apartments (per unit)	11.21
Commercial	14.94 per RE
A Residential Equivalent is defined as 12,000 gallons or fraction thereof.	
PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE APR 21 1997 PURSUANT TO 807 KAR 5.011, SECTION 9(1) BY: <u>Jordan C. Neal</u> FOR THE PUBLIC SERVICE COMMISSION	

DATE OF ISSUE 3-12-97

DATE EFFECTIVE _____

ISSUED BY [Signature]
Name of Officer

TITLE PRSS

Issued by authority of an Order of the Public Service Commission of Kentucky
in Case No. 96-266 dated _____

Drainage Statement

LOUISVILLE & JEFFERSON COUNTY METROPOLITAN
SEWER DISTRICT DRAINAGE 587-0603
TELEPHONE CUSTOMER SERVICE HOURS
MONDAY - FRIDAY 8:15 A.M. - 5:00 P.M.

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT DRAINAGE	22.96
TOTAL DRAINAGE	22.96

Sewer Statement

SERVICE		NUMBER OF DAYS
FROM	TO	
04/04	06/05	62

Rec'd with #7688

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT SEWER	64.00
SALES TAX	3.84
TOTAL SEWER	67.84

Water Statement

LOUISVILLE WATER COMPANY 583-6610 TDD 569-3601
TELEPHONE CUSTOMER SERVICE HOURS CASHIER HOURS
MONDAY - FRIDAY 8:00 A.M. - 8:00 P.M. MONDAY - FRIDAY
SATURDAY 8:30 A.M. - 12:30 P.M. 8:00 A.M. - 5:00 P.M.

YOUR ACCOUNT NUMBER IS

345

BW 03600-05

SERVICE ADDRESS 5428 DELMARIA WAY
ATTACHMENT 006455

SERVICE		NUMBER OF DAYS	AVERAGE COST PER DAY
FROM	TO		
04/04	06/05	62	.12

METER READINGS		CONSUMPTION IN UNITS OF 1000 GALLONS
FROM	TO	
98	98	0

METER SIZE 3/4 INCH

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT WATER	7.20
SALES TAX	.43
TOTAL WATER	7.63

LAST PAYMENT AMOUNT 101.65 DATE PROCESSED APR 28 1997

PAY THIS AMOUNT 49.96	DUE DATE 07-01-97	PAY THIS AMOUNT 48.43
AFTER DUE DATE		BY DUE DATE

Drainage Statement

LOUISVILLE & JEFFERSON COUNTY METROPOLITAN
SEWER DISTRICT DRAINAGE 587-0603
TELEPHONE CUSTOMER SERVICE HOURS
MONDAY - FRIDAY 8:15 A.M. - 5:00 P.M.

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT DRAINAGE	23.00
TOTAL DRAINAGE	23.00

Sewer Statement

SERVICE		NUMBER OF DAYS
FROM	TO	
06/05	08/04	60

Redo with # 7728

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT SEWER	64.00
SALES TAX	3.84
TOTAL SEWER	67.84

Water Statement

LOUISVILLE WATER COMPANY 583-6610 TDD 569-3601
TELEPHONE CUSTOMER SERVICE HOURS 8:00 A.M. - 8:00 P.M.
MONDAY - FRIDAY 8:30 A.M. - 12:30 P.M.
SATURDAY CASHIER HOURS MONDAY - FRIDAY 8:00 A.M. - 5:00 P.M.

YOUR ACCOUNT NUMBER IS

34 5

BW 03600-05

SERVICE ADDRESS 5428 DELMARIA WAY
ATTACHMENT 006455

SERVICE		NUMBER OF DAYS	AVERAGE COST PER DAY
FROM	TO		
06/05	08/04	60	.15

METER READINGS		CONSUMPTION IN UNITS OF 1000 GALLONS
FROM	TO	
98	99	1

METER SIZE 3/4 INCH

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT WATER	8.72
SALES TAX	.52
TOTAL WATER	9.24

LAST PAYMENT AMOUNT 98.43 DATE PROCESSED JUN 25 1997

PAY THIS AMOUNT 101.69	DUE DATE 09-02-97	PAY THIS AMOUNT 100.08
AFTER DUE DATE		BY DUE DATE

Drainage Statement

LOUISVILLE & JEFFERSON COUNTY METROPOLITAN
SEWER DISTRICT DRAINAGE 587-0603
TELEPHONE CUSTOMER SERVICE HOURS
MONDAY - FRIDAY 8:15 A.M. - 5:00 P.M.

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT DRAINAGE	24.00
TOTAL DRAINAGE	24.00

Sewer Statement

SERVICE		NUMBER OF DAYS
FROM	TO	
08/04	10/01	58

Receipt No # 7784

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT SEWER	64.00
SALES TAX	3.84
TOTAL SEWER	67.84

Water Statement

LOUISVILLE WATER COMPANY 583-6610 TDD 589-3801
TELEPHONE CUSTOMER SERVICE HOURS 8:00 A.M. - 8:00 P.M.
MONDAY - FRIDAY 8:30 A.M. - 12:30 P.M. SATURDAY
CASHIER HOURS 8:00 A.M. - 5:00 P.M.
MONDAY - FRIDAY

YOUR ACCOUNT NUMBER IS

34 5

8W 03600-05

SERVICE ADDRESS 5428 DELMARIA WAY
ATTACHMENT 006455

SERVICE		NUMBER OF DAYS	AVERAGE COST PER DAY
FROM	TO		
08/04	10/01	58	.16

METER READINGS		CONSUMPTION IN UNITS OF 1000 GALLONS
FROM	TO	
99	100	1

METER SIZE 3/4 INCH

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT WATER	6.72
SALES TAX	.52
TOTAL WATER	9.24

LAST PAYMENT AMOUNT 100.08
DATE PROCESSED AUG 27 1997

PAY THIS AMOUNT 102.74	DUE DATE 10-30-97	PAY THIS AMOUNT 101.08
AFTER DUE DATE		BY DUE DATE

Drainage Statement

LOUISVILLE & JEFFERSON COUNTY METROPOLITAN
SEWER DISTRICT DRAINAGE 587-0603

TELEPHONE CUSTOMER SERVICE HOURS
MONDAY - FRIDAY 8:15 A.M. - 5:00 P.M.

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT DRAINAGE	24.00
TOTAL DRAINAGE	24.00

Sewer Statement

SERVICE		NUMBER OF DAYS
FROM	TO	
10/01	12/03	63

PAID ACK NO # 7832

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT SEWER	29.88
SALES TAX	1.79
TOTAL SEWER	31.67

Water Statement

LOUISVILLE WATER COMPANY 583-6810 TDD 589-3601

TELEPHONE CUSTOMER SERVICE HOURS MONDAY - FRIDAY 8:00 A.M. - 8:00 P.M.
SATURDAY 8:30 A.M. - 12:30 P.M.

CASHIER HOURS MONDAY - FRIDAY 8:00 A.M. - 5:00 P.M.

YOUR ACCOUNT NUMBER IS

34 5

8W 03600-05

SERVICE ADDRESS 5428 DELMARIA WAY
ATTACHMENT 006455

SERVICE		NUMBER OF DAYS	AVERAGE COST PER DAY
FROM	TO		
10/01	12/03	63	.15

METER READINGS		CONSUMPTION IN UNITS OF 1000 GALLONS
FROM	TO	
100	101	1

METER SIZE 3/4 INCH

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT WATER	8.72
SALES TAX	.52
TOTAL WATER	9.24

LAST PAYMENT AMOUNT 101.08 DATE PROCESSED OCT 27 1997

PAY THIS AMOUNT 66.57	DUE DATE 12-29-97	PAY THIS AMOUNT 64.91
AFTER DUE DATE		BY DUE DATE



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION
730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KENTUCKY 40602
www.psc.state.ky.us
(502) 564-3940
Fax (502) 564-3460

Ronald B. McCloud, Secretary
Public Protection and
Regulation Cabinet

Helen Helton
Executive Director
Public Service Commission

Paul E. Patton
Governor

September 13, 1999

Mr. Darrell Clem
7600 Country Squire Lane
Louisville, Kentucky 40291

Re: Case Nos. 99-178 & 99-179

Dear Mr. Clem:

This letter is in response to your letter of August 5, 1999 concerning the above cases. Pursuant to your request, I am enclosing a complete copy of the record of each case.

If we may provide further assistance, feel free to contact us.

Sincerely,

Stephanie Bell

Stephanie Bell
Secretary of the Commission

hv
Enclosures



AN EQUAL OPPORTUNITY EMPLOYER M/F/D

RECEIVED
AUG 09 1999
PUBLIC SERVICE
COMMISSION

Darrell Clem
7600 Country Squire Lane
Louisville, Ky. 40291
August 5, 1999

Stephanie Bell
Secretary of Commission
Public Service Commission of Ky.
730 Schenkel Lane
P.O. Box 615
Frankfort, Kentucky 40602

Dear Ms. Bell:

I request that all documentation for

CASE NO. 99-178

CASE NO. 99-179

be mailed to Darrell Clem
7600 Country Squire Lane
Louisville, Kentucky 40291

Thank you very much for your cooperation.

Sincerely yours,


Darrell Clem



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION

730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KY. 40602
(502) 564-3940

July 29, 1999

John Lawson
President
1622 Huntoon Avenue
Louisville, KY. 40214

Darrell Clem
5428 Del Maria Way
Louisville, KY. 40291

Honorable Bruce Garrett Anderson
Counsel for Spanish Cove Sanitation
Hargadon, Lenihan, Harbolt &
Herrington
713 West Main Street
Louisville, KY. 40202

RE: Case No. 99-178

We enclose one attested copy of the Commission's Order in
the above case.

Sincerely,

Stephanie J. Bell
Stephanie Bell
Secretary of the Commission

SB/sa
Enclosure

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

DARRELL CLEM

COMPLAINANT

v.

SPANISH COVE SANITATION SYSTEM, INC.

DEFENDANT

)
)
)
) CASE NO. 99-178
)
)
)
)

ORDER

Spanish Cove Sanitation, Inc. ("Spanish Cove Sanitation") having answered the complaint and it appearing that issues of fact and law are in dispute, the Commission finds that a formal hearing in this matter should be held.

IT IS THEREFORE ORDERED that:

1. A formal hearing in this matter shall be held on September 21, 1999, at 9:00 a.m., Eastern Time, in Hearing Room 2 of the Commission's offices at 677 Comanche Trail, Frankfort, Kentucky, and continuing until completed.

2. Within 30 days of the date of this Order, each party shall file an original and 8 copies of the following with the Commission and serve a copy upon all parties of record:

a. List of the names and addresses of all witnesses that it intends to call as a witness at the formal hearing.

b. A summary of the expected testimony of each witness.

c. A copy of all documents and exhibits that it intends to introduce into evidence at the scheduled hearing.

3. To be timely filed with the Commission, a document must be received by the Secretary of the Commission within the specified time for filing except that any document shall be deemed timely filed if it has been transmitted by United States express mail, or by other recognized mail carriers, with the date the transmitting agency received said document from the sender noted by the transmitting agency on the outside of the container used for transmitting, within the time allowed for filing.

4. Service of any document or pleading shall be made in accordance with Administrative Regulation 807 KAR 5:001, Section 3(7), and Kentucky Civil Rule 5.02.

5. As the Complainant bears the burden of proof in this matter, his failure to appear at the formal hearing and to present proof in support of his complaint may result in the dismissal of his complaint with prejudice.

6. The failure of Defendant to appear at the formal hearing may result in the entry of an Order granting the Complainant's requested relief.

Done at Frankfort, Kentucky, this 29th day of July, 1999.

By the Commission

ATTEST:


Executive Director

HARGADON, LENIHAN, HARBOLT & HERRINGTON

ATTORNEYS AT LAW

713 WEST MAIN STREET

LOUISVILLE, KENTUCKY 40202

**JAMES B. LENIHAN
HARRY L. HARGADON, JR.
A. NEAL HERRINGTON
MICHAEL T. COOPER
ERIG J. HANER***

**LIDDELL VAUGHN
BRUCE GARRETT ANDERSON**

*ALSO ADMITTED IN INDIANA

**JOHN L. HARBOLT
(1926-1999)**

**TELEPHONE
(502) 583-9701**

**FACSIMILE
(502) 589-1144**

July 3, 1999

Public Service Commission
730 Schenkel Lane
P.O. Box 615
Frankfort, KY 40602

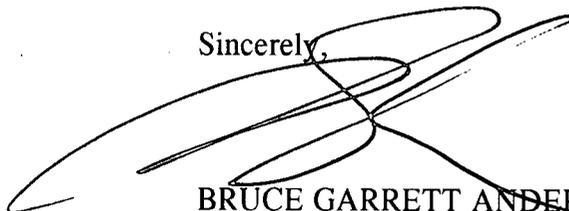
RECEIVED
JUL - 6 1999
PUBLIC SERVICE
COMMISSION

RE: Spanish Cove Sanitation, Inc./Case No. 99-178

To Whom It May Concern:

Please find enclosed an original and two (2) copies of the Respense to Show Cause Order in the above referenced matter. Please file and return a file-stamped copy of same to me. Thank you for your assistance in this matter. If you have any questions, please do not hesitate to call me.

Sincerely,



BRUCE GARRETT ANDERSON

BGA/jc

Enclosures

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED
JUL - 6 1999
PUBLIC SERVICE
COMMISSION

In the Matter of:

DARRELL CLEM)

COMPLAINANT)

v.)

SPANISH COVE SANITATION, INC.)

DEFENDANT)

CASE NO. 99-178

RESPONSE TO SHOW CAUSE ORDER

Comes Spanish Cove Sanitation, Inc., by counsel, and in response to the Commission's Order of June 22, 1999, hereby states as follows:

1. John Lawson, principal stockholder and president, of Spanish Cove Sanitation, Inc., (SCSI), upon receipt of the Complaint filed herein, forwarded same to the attorney for SCSI for proper handling and the timely filing of a response.

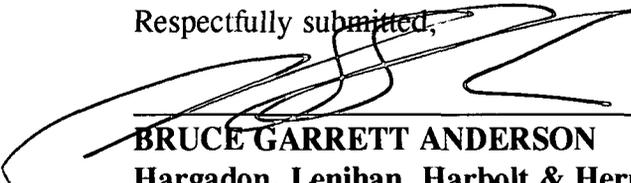
2. However, for reasons unknown to SCSI, no Answer was filed to the Complaint. Former counsel, J. Michael Poole, has been discharged, and undersigned counsel has assumed representation of SCSI. (Undersigned counsel had previously represented SCSI while an employee of J. Michael Poole, but had left the firm before the filing of the complaint herein, and had no knowledge of the Complaint until retained by SCSI after the entry of the Order of June 22, 1999).

3. SCSI hereby denies the allegations set forth in the Complaint, and asserts that all charges were proper and according to tariff. Further, SCSI asserts the affirmative defenses of accord and

satisfaction, estoppel, waiver, collateral estoppel, res judicata, limitations and laches.

4. It would be unfair and inequitable to deny SCSi its rights to due process by this Commission because of the failure of Counsel to properly attend to this matter. It is apparent, from the news reports, that former Counsel was incapacitated and unable to effectively represent SCSi. Therefore, SCSi respectfully requests this Commission to set this matter for a hearing to determine all issues raised by the Complaint.

Respectfully submitted,



BRUCE GARRETT ANDERSON
Hargadon, Lenihan, Harbolt & Herrington
713 West Main Street
Louisville, KY 40202
Tel: (502) 583-9701
Fax: (502) 589-1144
**COUNSEL FOR SPANISH COVE SANITATION,
INC.**

CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that a true and correct copy of the foregoing was mailed by U.S. Mail, postage prepaid, this 3rd day of July, 1999, to the following:

Public Service Commission
P.O. Box 615
730 Schenkel Lane
Frankfort, KY 40602



BRUCE GARRETT ANDERSON



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION

730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KY. 40602
(502) 564-3940

June 22, 1999

John Lawson
President
1622 Huntoon Avenue
Louisville, KY. 40214

Darrell Clem
5428 Del Maria Way
Louisville, KY. 40291

RE: Case No. 99-178

We enclose one attested copy of the Commission's Order in
the above case.

Sincerely,

A handwritten signature in black ink that reads "Stephanie J. Bell".

Stephanie Bell
Secretary of the Commission

SB/sa
Enclosure

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

DARRELL CLEM)	
)	
)	COMPLAINANT
)	
v.)	CASE NO. 99-178
)	
SPANISH COVE SANITATION, INC.)	
)	
)	DEFENDANT

ORDER

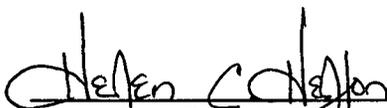
On May 13, 1999, the Commission ordered the Defendant to satisfy the matters set forth in a formal complaint filed with this Commission or, in the alternative, to answer the complaint within 10 days of the date of service of its Order. Defendant was served with a copy of the Commission's Order on May 14, 1999. As of this date, it has not complied with the Order.

IT IS THEREFORE ORDERED that Defendant shall, within 14 days of this Order, show cause in writing why its failure to comply with the Commission's Order of May 13, 1999 should not be considered as an admission of the allegations contained in the complaint and why the Commission should not therefore immediately grant the relief that the Complainant seeks.

Done at Frankfort, Kentucky, this 22nd day of June, 1999.

By the Commission

ATTEST:


Executive Director



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION

730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KY. 40602
(502) 564-3940

May 13, 1999

John Lawson
President
1622 Huntoon Avenue
Louisville, KY. 40214

Darrell Clem
5428 Del Maria Way
Louisville, KY. 40291

RE: Case No. 99-178

We enclose one attested copy of the Commission's Order in
the above case.

Sincerely,

A handwritten signature in cursive script that reads "Stephanie Bell".

Stephanie Bell
Secretary of the Commission

SB/hv
Enclosure
Certified Mail to John Lawson

Z 319 087 462

US Postal Service
Receipt for Certified Mail
No Insurance Coverage Provided.
Do not use for International Mail (See reverse)

Sent to	John Lawson
Street & Number	1622 Hurtoon Av.
Post Office, State, & ZIP Code	Covington, Ky 40215
Postage	\$ 1.21
Certified Fee	1.40
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	1-25
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$ 3.86
Postmark or Date	

PS Form 3800 April 1995

FD 99-178-179

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

John Lawson

4a. Article Number

2 319 087 462

4b. Service Type

- Registered
- Express Mail
- Return Receipt for Merchandise
- Certified
- Insured
- COD

7. Date of Delivery

11-15-95

5. Received By: (Print Name)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)

X *Shirley Lawson*



HU

99-178 99-179

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

PUBLIC SERVICE COMMISSION
700 SCHENKEL LANE
P.O. BOX 615
FRANKFORT, KY 40602



COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

DARRELL CLEM)	
)	
COMPLAINANT)	
v.)	CASE NO. 99-178
)	
SPANISH COVE SANITATION SYSTEM, INC.)	
)	
DEFENDANT)	

ORDER TO SATISFY OR ANSWER

Spanish Cove Sanitation System, Inc. ("Spanish Cove") is hereby notified that it has been named as defendant in a formal complaint filed on April 29, 1999, a copy of which is attached hereto.

Pursuant to 807 KAR 5:001, Section 12, Spanish Cove is HEREBY ORDERED to satisfy the matters complained of or file a written answer to the complaint within 10 days from the date of service of this Order.

Should documents of any kind be filed with the Commission in the course of this proceeding, the documents shall also be served on all parties of record.

Done at Frankfort, Kentucky, this 13th day of May, 1999.

By the Commission

ATTEST:


Executive Director

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED
APR 29 1999
PUBLIC SERVICE COMMISSION

In the Matter of:

Darrell Clem
(Your Full Name)

COMPLAINANT

vs.

Spanish Cove Sanitation, Inc.
(Name of Utility)

DEFENDANT

Case 99-178

COMPLAINT

The complaint of Darrell Clem
(Your Full Name) respectfully shows:

(a) Darrell Clem
(Your Full Name)

5428 Del Maria Way, Louisville, Ky. 40291
(Your Address)

(b) Spanish Cove Sanitation, Inc.
(Name of Utility)

(Unknown)
(Address of Utility)

(c) That: On April 21, 1997 The Public Service
(Describe here, attaching additional sheets if

Commission order Spanish Cove Sanitation (case No. 96-266)
necessary, the specific act, fully and clearly, or facts

to charge commercial users of less than 12,000
that are the reason and basis for the complaint.)

gallons of water \$14.94 each.

Formal Complaint

Darrell Clem vs Spanish Cove Sanitation, Inc.
(Your Name) (Utility Name)

Page 2

I did not have my sewer bill adjusted to this amount until the billing period of 10/1 - 12/3, 1997. Enclosed are copies of my billing statements. I never used over 4,000 gallons in a two month period. There are also commercial users in the same situation.

Wherefore, complainant asks I want the amount that
(Specifically state the

was over charged credit to my account
relief desired.)

Dated at Louisville, Kentucky, this 24 day
(Your City)

of April, 1999.
(Month)

Darrell Clem
(Your Signature)

(Name and address of attorney, if any)

Drainage Statement

LOUISVILLE & JEFFERSON COUNTY METROPOLITAN
SEWER DISTRICT DRAINAGE 587-0603
TELEPHONE CUSTOMER SERVICE HOURS
MONDAY - FRIDAY 8:15 A.M. - 5:00 P.M.

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT DRAINAGE	22.96
TOTAL DRAINAGE	22.96

Sewer Statement

SERVICE		NUMBER OF DAYS
FROM	TO	
04/04	06/05	62

Radch no # 7688

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT SEWER	64.00
SALES TAX	3.84
TOTAL SEWER	67.84

Water Statement

LOUISVILLE WATER COMPANY 583-6610 TDD 569-3601
TELEPHONE CUSTOMER SERVICE HOURS CASHIER HOURS
MONDAY - FRIDAY 8:00 A.M. - 8:00 P.M. MONDAY - FRIDAY
SATURDAY 8:30 A.M. - 12:30 P.M. 8:00 A.M. - 5:00 P.M.

YOUR ACCOUNT NUMBER IS

34 5

BW 03600-05

SERVICE ADDRESS **5428 DELMARIA WAY**
ATTACHMENT **006455**

SERVICE		NUMBER OF DAYS	AVERAGE COST PER DAY
FROM	TO		
04/04	06/05	62	.12

METER READINGS		CONSUMPTION IN UNITS OF 1000 GALLONS
FROM	TO	
98	98	0

METER SIZE **3/4 INCH**

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT WATER	7.20
SALES TAX	.43
TOTAL WATER	7.63

LAST PAYMENT AMOUNT **101.65** DATE PROCESSED **APR 28 1997**

PAY THIS AMOUNT 99.96	DUE DATE 07-01-97	PAY THIS AMOUNT 98.43
AFTER DUE DATE		BY DUE DATE

Drainage Statement

LOUISVILLE & JEFFERSON COUNTY METROPOLITAN
SEWER DISTRICT DRAINAGE 587-0603
TELEPHONE CUSTOMER SERVICE HOURS
MONDAY - FRIDAY 8:15 A.M. - 5:00 P.M.

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT DRAINAGE	23.00
TOTAL DRAINAGE	23.00

Sewer Statement

SERVICE		NUMBER OF DAYS
FROM	TO	
06/05	08/04	60

Red OK with #7728

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT SEWER	64.00
SALES TAX	3.84
TOTAL SEWER	67.84

Water Statement

LOUISVILLE WATER COMPANY 583-6610 TDD 569-3601
TELEPHONE CUSTOMER SERVICE HOURS CASHIER HOURS
MONDAY - FRIDAY 8:00 A.M. - 8:00 P.M. MONDAY - FRIDAY
SATURDAY 8:30 A.M. - 12:30 P.M. 8:00 A.M. - 5:00 P.M.

YOUR ACCOUNT NUMBER IS

34 5

8W 03600-05

SERVICE ADDRESS 5428 DELMARIA WAY
ATTACHMENT 006455

SERVICE		NUMBER OF DAYS	AVERAGE COST PER DAY
FROM	TO		
06/05	08/04	60	.15

METER READINGS		CONSUMPTION IN UNITS OF 1000 GALLONS
FROM	TO	
98	99	1

METER SIZE 3/4 INCH

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT WATER	8.72
SALES TAX	.52
TOTAL WATER	9.24

LAST PAYMENT AMOUNT 98.43 DATE PROCESSED JUN 25 1997

PAY THIS AMOUNT 101.69 AFTER DUE DATE	DUE DATE 09-02-97	PAY THIS AMOUNT 100.08 BY DUE DATE
---	----------------------	--

Drainage Statement

LOUISVILLE & JEFFERSON COUNTY METROPOLITAN
SEWER DISTRICT DRAINAGE 587-0603
TELEPHONE CUSTOMER SERVICE HOURS
MONDAY - FRIDAY 8:15 A.M. - 5:00 P.M.

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT DRAINAGE	24.00
TOTAL DRAINAGE	24.00

Sewer Statement

SERVICE		NUMBER OF DAYS
FROM	TO	
08/04	10/01	58

Parcel # 7784

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT SEWER	64.00
SALES TAX	3.84
TOTAL SEWER	67.84

Water Statement

LOUISVILLE WATER COMPANY 583-6610 TDD 569-3601
TELEPHONE CUSTOMER SERVICE HOURS CASHIER HOURS
MONDAY - FRIDAY 8:00 A.M. - 8:00 P.M. MONDAY - FRIDAY
SATURDAY 8:30 A.M. - 12:30 P.M. 8:00 A.M. - 5:00 P.M.

YOUR ACCOUNT NUMBER IS

34 5

BW 03600-05

SERVICE ADDRESS 5428 DELMARIA WAY
ATTACHMENT 006455

SERVICE		NUMBER OF DAYS	AVERAGE COST PER DAY
FROM	TO		
08/04	10/01	58	.16

METER READINGS		CONSUMPTION IN UNITS OF 1000 GALLONS
FROM	TO	
99	100	1

METER SIZE 3/4 INCH

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT WATER	6.72
SALES TAX	.52
TOTAL WATER	9.24

LAST PAYMENT AMOUNT 100.08 DATE PROCESSED AUG 27 1997

PAY THIS AMOUNT 102.74	DUE DATE 10-30-97	PAY THIS AMOUNT 101.08
AFTER DUE DATE		BY DUE DATE

Drainage Statement

LOUISVILLE & JEFFERSON COUNTY METROPOLITAN
SEWER DISTRICT DRAINAGE 587-0603

TELEPHONE CUSTOMER SERVICE HOURS
MONDAY - FRIDAY 8:15 A.M. - 5:00 P.M.

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT DRAINAGE	24.00
TOTAL DRAINAGE	24.00

Sewer Statement

SERVICE		NUMBER OF DAYS
FROM	TO	
10/01	12/03	63

PAID ON NOV # 7832

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT SEWER	29.88
SALES TAX	1.79
TOTAL SEWER	31.67

Water Statement

LOUISVILLE WATER COMPANY 583-6610 TDD 569-3601

TELEPHONE CUSTOMER SERVICE HOURS
MONDAY - FRIDAY 8:00 A.M. - 8:00 P.M.
SATURDAY 8:30 A.M. - 12:30 P.M.

CASHIER HOURS
MONDAY - FRIDAY
8:00 A.M. - 5:00 P.M.

YOUR ACCOUNT NUMBER IS

34 5 **8W 03600-05**

SERVICE ADDRESS 5428 DELMARIA WAY
ATTACHMENT 006455

SERVICE		NUMBER OF DAYS	AVERAGE COST PER DAY
FROM	TO		
10/01	12/03	63	.15

METER READINGS		CONSUMPTION IN UNITS OF 1000 GALLONS
FROM	TO	
100	101	1

METER SIZE 3/4 INCH

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT WATER	8.72
SALES TAX	.52
TOTAL WATER	9.24

LAST PAYMENT AMOUNT 101.08 DATE PROCESSED OCT 27 1997

PAY THIS AMOUNT 66.57	DUE DATE 12-29-97	PAY THIS AMOUNT 64.91
AFTER DUE DATE		BY DUE DATE



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION
730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KENTUCKY 40602
www.psc.state.ky.us
(502) 564-3940
Fax (502) 564-3460

Ronald B. McCloud, Secretary
Public Protection and
Regulation Cabinet

Helen Helton
Executive Director
Public Service Commission

Paul E. Patton
Governor

May 5, 1999

John Lawson
President
1622 Huntoon Avenue
Louisville, KY 40215

Darrell Clem
5428 Del Maria Way
Louisville, KY 40291

RE: Case No. 99-178
SPANISH COVE SANITATION, INC.
(Complaint; Rates) OF DARRELL CLEM – SEWER BILL ADJUSTMENT

This letter is to acknowledge receipt of initial application in the above case. The application was date-stamped received April 29, 1999 and has been assigned Case No. 99-178. In all future correspondence or filings in connection with this case, please reference the above case number.

If you need further assistance, please contact my staff at 502/564-3940.

Sincerely,

A handwritten signature in cursive script that reads "Stephanie Bell".

Stephanie Bell
Secretary of the Commission

SB/jc



COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED
APR 29 1999
PUBLIC SERVICE
COMMISSION

In the Matter of:

Darrell Clem
(Your Full Name)
COMPLAINANT

vs.

code 99-178

Spanish Cove Sanitation, Inc.
(Name of Utility)
DEFENDANT

C O M P L A I N T

The complaint of Darrell Clem
(Your Full Name) respectfully shows:

(a) Darrell Clem
(Your Full Name)

5428 Del Maria Way, Louisville, Ky. 40291
(Your Address)

(b) Spanish Cove Sanitation, Inc.
(Name of Utility)

(unknown)
(Address of Utility)

(c) That: On April 21, 1997 The Public Service
(Describe here, attaching additional sheets if

Commission order Spanish Cove Sanitation (case No. 96-266)
necessary, the specific act, fully and clearly, or facts

to charge commercial users of less than 12,000
that are the reason and basis for the complaint.)

gallons of water \$14.94 each.

Formal Complaint

Darrell Clem vs Spanish Cove Sanitation, Inc.
(Your Name) (Utility Name)

Page 2

I did not have my sewer bill adjusted to this amount until the billing period of 10/1 - 12/3, 1997. Enclosed are copies of my billing statements. I never used over 1,000 gallons in a two month period. There are also commercial users in the same situation.

Wherefore, complainant asks I want the amount that
(Specifically state the

was over charged credit to my account
relief desired.)

Dated at Louisville, Kentucky, this 24 day
(Your City)

of April, 1999.
(Month)

Darrell Clem
(Your Signature)

(Name and address of attorney, if any)

Drainage Statement

LOUISVILLE & JEFFERSON COUNTY METROPOLITAN
SEWER DISTRICT DRAINAGE 587-0603
TELEPHONE CUSTOMER SERVICE HOURS
MONDAY - FRIDAY 8:15 A.M. - 5:00 P.M.

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT DRAINAGE	22.96
TOTAL DRAINAGE	22.96

Sewer Statement

SERVICE		NUMBER OF DAYS
FROM	TO	
04/04	06/05	62

Rec'd # 7688

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT SEWER	64.00
SALES TAX	3.84
TOTAL SEWER	67.84

Water Statement

LOUISVILLE WATER COMPANY 583-6610 TDD 569-3601
TELEPHONE CUSTOMER SERVICE HOURS CASHIER HOURS
MONDAY - FRIDAY 8:00 A.M. - 8:00 P.M. MONDAY - FRIDAY
SATURDAY 8:30 A.M. - 12:30 P.M. 8:00 A.M. - 5:00 P.M.

YOUR ACCOUNT NUMBER IS

34 5

8W 03600-05

SERVICE ADDRESS 5428 DELMARIA WAY
ATTACHMENT 006455

SERVICE		NUMBER OF DAYS	AVERAGE COST PER DAY
FROM	TO		
04/04	06/05	62	.12

METER READINGS		CONSUMPTION IN UNITS OF 1000 GALLONS
FROM	TO	
98	98	0

METER SIZE 3/4 INCH

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT WATER	7.20
SALES TAX	.43
TOTAL WATER	7.63

LAST PAYMENT AMOUNT 101.65 DATE PROCESSED APR 28 1997

PAY THIS AMOUNT 99.96	DUE DATE 07-01-97	PAY THIS AMOUNT 98.43
AFTER DUE DATE		BY DUE DATE

Drainage Statement

LOUISVILLE & JEFFERSON COUNTY METROPOLITAN
SEWER DISTRICT DRAINAGE 587-0603
TELEPHONE CUSTOMER SERVICE HOURS
MONDAY - FRIDAY 8:15 A.M. - 5:00 P.M.

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT DRAINAGE	23.00
TOTAL DRAINAGE	23.00

Sewer Statement

SERVICE		NUMBER OF DAYS
FROM	TO	
06/05	08/04	60

Paid OK with #7728

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT SEWER	64.00
SALES TAX	3.84
TOTAL SEWER	67.84

Water Statement

LOUISVILLE WATER COMPANY 583-6610 TDD 569-3601
TELEPHONE CUSTOMER SERVICE HOURS 8:00 A.M. - 8:00 P.M.
MONDAY - FRIDAY 8:30 A.M. - 12:30 P.M.
SATURDAY 8:00 A.M. - 5:00 P.M.

YOUR ACCOUNT NUMBER IS

34 5

BW 03600-05

SERVICE ADDRESS 5428 DELMARIA WAY
ATTACHMENT 006455

SERVICE		NUMBER OF DAYS	AVERAGE COST PER DAY
FROM	TO		
06/05	08/04	60	.15

METER READINGS		CONSUMPTION IN UNITS OF 1000 GALLONS
FROM	TO	
98	99	1

METER SIZE 3/4 INCH

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT WATER	8.72
SALES TAX	.52
TOTAL WATER	9.24

LAST PAYMENT AMOUNT 98.43 DATE PROCESSED JUN 25 1997

PAY THIS AMOUNT 101.69	DUE DATE 09-02-97	PAY THIS AMOUNT 100.08
AFTER DUE DATE		BY DUE DATE

Drainage Statement

LOUISVILLE & JEFFERSON COUNTY METROPOLITAN
SEWER DISTRICT DRAINAGE 587-0603
TELEPHONE CUSTOMER SERVICE HOURS
MONDAY - FRIDAY 8:15 A.M. - 5:00 P.M.

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT DRAINAGE	24.00
TOTAL DRAINAGE	24.00

Sewer Statement

SERVICE		NUMBER OF DAYS
FROM	TO	
08/04	10/01	58

Paid in note # 7784

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT SEWER	64.00
SALES TAX	3.84
TOTAL SEWER	67.84

Water Statement

LOUISVILLE WATER COMPANY 583-6610 TDD 569-3601
TELEPHONE CUSTOMER SERVICE HOURS 8:00 A.M. - 8:00 P.M. CASHIER HOURS
MONDAY - FRIDAY 8:30 A.M. - 12:30 P.M. MONDAY - FRIDAY 8:00 A.M. - 5:00 P.M.

YOUR ACCOUNT NUMBER IS

34 5

8W 03600-05

SERVICE ADDRESS 5428 DELMARIA WAY
ATTACHMENT 006455

SERVICE		NUMBER OF DAYS	AVERAGE COST PER DAY
FROM	TO		
08/04	10/01	58	.16

METER READINGS		CONSUMPTION IN UNITS OF 1000 GALLONS
FROM	TO	
99	100	1

METER SIZE 3/4 INCH

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT WATER	6.72
SALES TAX	.52
TOTAL WATER	9.24

LAST PAYMENT AMOUNT 100.08 DATE PROCESSED AUG 27 1997

PAY THIS AMOUNT 102.74 AFTER DUE DATE	DUE DATE 10-30-97	PAY THIS AMOUNT 101.08 BY DUE DATE
---	----------------------	--

Drainage Statement

LOUISVILLE & JEFFERSON COUNTY METROPOLITAN
SEWER DISTRICT DRAINAGE 587-0603
TELEPHONE CUSTOMER SERVICE HOURS
MONDAY - FRIDAY 8:15 A.M. - 5:00 P.M.

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT DRAINAGE	24.00
TOTAL DRAINAGE	24.00

Sewer Statement

SERVICE		NUMBER OF DAYS
FROM	TO	
10/01	12/03	63

Paider no # 7832

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT SEWER	29.88
SALES TAX	1.79
TOTAL SEWER	31.67

Water Statement

LOUISVILLE WATER COMPANY 583-6610 TDD 569-3601
TELEPHONE CUSTOMER SERVICE HOURS 8:00 A.M. - 8:00 P.M. CASHIER HOURS
MONDAY - FRIDAY 8:30 A.M. - 12:30 P.M. MONDAY - FRIDAY
SATURDAY 8:00 A.M. - 5:00 P.M.

YOUR ACCOUNT NUMBER IS

34 5

8W 03600-05

SERVICE ADDRESS 5428 DELMARIA WAY
ATTACHMENT 006455

SERVICE		NUMBER OF DAYS	AVERAGE COST PER DAY
FROM	TO		
10/01	12/03	63	.15

METER READINGS		CONSUMPTION IN UNITS OF 1000 GALLONS
FROM	TO	
100	101	1

METER SIZE 3/4 INCH

ITEM	AMOUNT
PREVIOUS BALANCE	.00
CURRENT WATER	8.72
SALES TAX	.52
TOTAL WATER	9.24

LAST PAYMENT AMOUNT 101.08 DATE PROCESSED OCT 27 1997

PAY THIS AMOUNT 66.57	DUE DATE 12-29-97	PAY THIS AMOUNT 64.91
AFTER DUE DATE		BY DUE DATE